MAY 2009

Medical Malpractice



5 KEY QUESTIONS I NEED TO KNOW IF A FAILURE TO DIAGNOSE CANCER CASE:

- I. WHAT STAGE WOULD THE CANCER HAVE BEEN IN IF TIMELY DIAGNOSED?
- 2. WHAT TREATMENT WOULD HAVE BEEN DIFFERENT?
- 3. WOULD THE OUTCOME BE DIFFERENT IF TIMELY DIAGNOSED?
- 4. DID THE DELAY IN DIAGNOSIS MAKE A DIFFERENCE?
- 5. WHAT IS THE PROGNOSIS?

Lawyers Who Defend Medical Malpractice Cases A List of Defense Attorney's I've Worked With

Over the years I've had the opportunity to work with some of the best defense trial lawyers in New York. To give you an idea of who these people are, I list them here. I hasten to say that they are worthy adversaries in any Courtroom.

• Phil Lerner at Aaronson Rappaport Feinstein & Deutsch

Aaronson Rappaport Feinstein & Deutsch, LLP 757 Third Avenue New York, NY 10017 Tel: 212-593-6700

• Andy Kaplan at Aaronson Rappaport Feinstein & Deutsch

Aaronson Rappaport Feinstein & Deutsch, LLP 757 Third Avenue New York, NY 10017 Tel: 212-593-6700

• Bob Fitch at Rawle & Hendersen

14 Wall Street, 27th Floor New York, NY 10005 Tel: 212-323-7070

• Jon Erman at Amabile & Erman

1000 South Avenue Staten Island, NY 10314 Tel: 718-370-7030

• Mark Aaronson at Aaronson Rappaport Feinstein & Deutsch

Aaronson Rappaport Feinstein & Deutsch, LLP 757 Third Avenue New York, NY 10017 Tel: 212-593-6700

- Fred Mose at Hirsch, Britt & Mose 1225 Franklin Avenue, Suit 470 Garden City, NY 11530 (516) 741-1717
- Linda McMillan at McAloon & Friedman 116 John St New York, NY 10038 - (212) 732-8700

Defense Attorneys I've Worked With (continued)

- Howard Merkrebs, Rivkin Radler
 926 RXR Plaza
 Uniondale, New York 11556-0926
 Tel: (516) 357-3000
- Anthony Soscia, Kanterman, O'Leary & Soscia, LLP 50 Main Street White Plains, NY 10606 Tel: 914-457-2300
- Henry Shaub, Shaub Ahmuty Citrin & Sprat 1981 Marcus Ave New Hyde Park, NY 11042 Tel: (516) 326-7100
- Irv Hirsch, Wilson Elser Moskowitz Edelman & Dicker

150 East 42nd Street NY, NY 10017 Tel: 212-490-3000

DEFINITIONS

- I. PLAINTIFF: A person who brings a lawsuit
- 2. DEFENDANT: A person who is being sued
- 3. DEPOSITION: A question and answer session where the attorney for the other side gets to question you about your claim. Your lawyer will also have an opportunity to question the people you have sued.
- 4. OBJECTION SUSTAINED: The witness is not to answer the question as there is something wrong with the question.
- 5. OBJECTION OVERRULED: The witness can and will answer the question despite one attorney objecting to the question.
- 6. LEADING QUESTION: Where the attorney suggests the answer in the question. For example, "Isn't it true that the light was green when you went through the intersection?" A non-leading question would be "What color was the light when you went through the intersection?"

REFERRALS

If you know someone who would benefit from my book, **DOCTORS GONE WILD**, just send me an email and I'd be happy to email it to them or mail them a hard copy, with a note letting them know that you were thinking of them. You can reach me by email at <u>lawmed10@yahoo.com</u>. They'll thank you for your thoughtfulness and so will I.